

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

LEXINGTON INSURANCE COMPANY and
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA,

Plaintiffs,

v.

VIRGINIA SURETY COMPANY, INC.

Defendant.

FILED
IN CLERK'S OFFICE
2004 JUL -7 P 1:19
U.S. DISTRICT COURT
DISTRICT OF MASS.

CIVIL ACTION NO. 04-11109 RGS

**STIPULATION TO EXTEND TIME FOR VIRGINIA SURETY
COMPANY, INC. TO RESPOND TO COMPLAINT**

Defendant Virginia Surety Company, Inc. ("Virginia Surety") and Plaintiffs Lexington Insurance Company and National Union Fire Insurance Company of Pittsburgh, PA hereby stipulate and agree to extend the deadline for Virginia Surety to answer or otherwise respond to Plaintiffs' Complaint by 30 days.

Accordingly, Virginia Surety will respond to Plaintiff's Complaint on or before July 28, 2004.

Respectfully submitted,

LEXINGTON INSURANCE COMPANY
and NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA

By Their Attorneys,

Mark E. Cohen /ms

Mark E. Cohen (BBO# 089800)
Robert J. Maselek (BBO# 564690)
McCORMACK & EPSTEIN
One International Place - 7th Floor
Boston, MA 02110
(617) 951-2929
(617) 951-2672 (fax)

VIRGINIA SURETY COMPANY, INC.

By Its Attorneys,

John M. Stephan

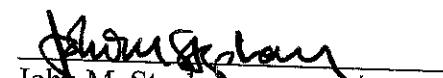
Joseph G. Blute (BBO# 047300)
James M. Wodarski (BBO# 627036)
John M. Stephan (BBO# 649509)
MINTZ LEVIN COHN FERRIS
GLOVSKY & POPEO, P.C.
One Financial Center
Boston, MA 02111
(617) 542-6000
(617) 542-2241 (fax)

Dated: July 7, 2004

CERTIFICATE OF SERVICE

I hereby certify that this 7th day of July 2004, the foregoing **Stipulation to Extend Time for Virginia Surety Company, Inc. to Respond to Complaint** was served upon counsel for the Plaintiffs by mailing a copy thereof, first class, postage prepaid, to:

Mark E. Cohen
McCormack & Epstein
One International Place -7th Floor
Boston, MA 02110


John M. Stephan

LIT 1468278v1